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Filing date: **04/13/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91202942
Party	Defendant Koelzer LLC
Correspondence Address	LOLA M SWABY SWABY LAW FIRM PL 8668 NAVARRE PKWY #161 NAVARRE, FL 32566-2185 UNITED STATES Lswaby@swabylaw.com
Submission	Withdrawal Of Application
Filer's Name	Lola M. Swaby
Filer's e-mail	LSwaby@swabylaw.com
Signature	/Lola M. Swaby/
Date	04/13/2012
Attachments	Koelzer - Withdrawal of Application - Opposition No_91202942.pdf (2 pages) (19579 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

ACT II JEWELRY, LLC d/b/a Lia Sophia,

Opposer,

Opposition No.: 91202942

v.

Serial No.: 85229338

KOELZER, LLC d/b/a Lia Maria,

Mark: LIA MARIA

Applicant.

APPLICANT'S REQUEST TO WITHDRAW TRADEMARK APPLICATION

IN ACCORDANCE with the Trademark Trial and Appeal Board Manual of Procedure, TBMP § 602.01, and as a result of the financial burden of defending the instant opposition case, Applicant Koelzer, LLC d/b/a Lia Maria, through its undersigned counsel, hereby requests that its Trademark Application (Serial No. 85229338) be withdrawn.

The Attorney for Opposer was notified of Applicant's intent to withdraw its application.

Respectfully submitted,

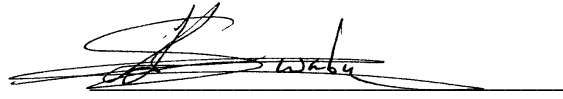
SWABY LAW FIRM, P.L.

By: 

LOLA M. SWABY, ESQ.
8668 Navarre Parkway, No. 161
Navarre, Florida 32566
ATTORNEY FOR APPLICANT
KOELZER LLC d/b/a LIA MARIA

CERTIFICATE OF SERVICE

The undersigned counsel hereby certify that a true and complete copy of the foregoing Applicant's Request to Withdraw Trademark Application has been served on Opposer by mailing and e-mailing a copy to Opposer's Counsel of Record at: ***Milton Springut, Esq., Kalow & Springut LLP, 488 Madison Avenue, New York, NY 10022*** via U.S. First Class Mail and ms@creativity-law.com on April 13, 2012.

A handwritten signature in black ink, appearing to read 'Lola M. Swaby', is written over a horizontal line.

Lola M. Swaby, Esq.